

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF
TEXAS, DEL RIO DIVISION**

JENNIFER GUADARRAMA, Individually
and as Independent Executor of the Estate of
Keegan Killin,

PLAINTIFF,

v.

THE GEO GROUP, INC., VAL VERDE
COUNTY, WARDEN CHRISTOPHER
MARTINEZ, ANTONIO CADENA, JR.
M.D., JETHER FARINO, M.D., JESSICA
BEACHKOFISKY, M.D., and
MAGDALENE GARZA, M.D.

DEFENDANTS.

CIVIL CASE NO. 2:22-cv-00032

JOINT REPORT OF FRCP 26(f) CONFERENCE

TO THE HONORABLE ALIA MOSES:

Plaintiff, Jennifer Guadarrama, individually and as independent executor of the estate of Keegan Killin, (“Plaintiff”) and Defendants, The Geo Group, Inc., Val Verde County, Warden Christopher Martinez, Antonio Cadena, Jr. M.D., Jether Farino, M.D., Jessica Beachkofsky, M.D., and Magdalene Garza, M.D, (collectively “Defendants”) submit this Joint Report of the Parties’ Rule 26(f) Conference, as follows:

On January 18, 2024, counsel for Plaintiff and all Defendants conferred pursuant to Fed. R. Civ. P. 16 and 26 to conduct a Rule 26(f) scheduling conference and prepared a Joint Proposed Scheduling Order for the Court’s consideration (attached hereto). The parties also discussed the following additional matters described in Rule 26(f)(2)-(3):

- (a) The parties agreed initial disclosures shall be exchanged on or before February 15, 2024;

- (b) The parties have set October 18, 2023, as the discovery deadline in the proposed scheduling;
- (c) The parties will follow the discovery procedures and limitations set forth by the Federal Rules of Civil Procedure and Local Rules;
- (d) In the event that discovery of electronically stored information is required in this matter, the parties stipulate that they will in good faith confer and agree on the scope of electronic discovery and the format of document production;
- (e) The parties agree that the procedures under Rule 26(b)(5) shall apply to claims of privilege and protection of trial-preparation materials and that an order under FED. R. EVID. 502 would be appropriate and helpful in this case; and
- (f) The parties have yet to discuss and explore settlement. Defendants believe settlement discussions are premature before the Court rules on the pending Motions to Dismiss and it. The parties agree it may be appropriate to engage in ADR after written discovery is exchanged.

Therefore, both Plaintiff and Defendants submit the foregoing report and the attached Joint Proposed Scheduling Order, for the Court's consideration.

Respectfully Submitted,

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[JOINT PROPOSED] SCHEDULING ORDER

Pursuant to Rule 16, Federal Rules of Civil Procedure, the Court issues the following Scheduling Order:

1. The parties shall complete ADR in compliance with Local Rule CV-88 shall be by **June 7, 2024**. A motion objecting to ADR must be filed not later than 60 days before that deadline.
2. The parties asserting claims for relief shall submit a written offer of settlement to opposing parties by **March 15, 2024** and each opposing party shall respond, in writing, by **March 29, 2024**.
3. The parties shall file all motions to amend or supplement pleadings or to join additional parties by **May 3, 2024**.
4. All parties asserting claims for relief shall file their designation of testifying

experts and shall serve on all parties, but not file, the materials required by Federal Rule of Civil Procedure 26(a)(2)(B) by **July 19, 2024**. Parties resisting claims for relief shall file their designation of testifying experts and shall serve on all parties, but not file, the materials required by Federal Rule of Civil Procedure 26(a)(2)(B) by **August 19, 2024**. All designations of rebuttal experts shall be filed within 14 days of receipt of the report of the opposing expert.

5. An objection to the reliability of an expert's proposed testimony under Federal Rule of Evidence 702 shall be made by motion, specifically stating the basis for the objection and identifying the objectionable testimony, within 21 days of receipt of the written report of the expert's proposed testimony or the expert's deposition, if a deposition is taken, whichever is later.

6. The parties shall complete all discovery on or before **October 18, 2024**. Counsel may by agreement continue discovery beyond the deadline, but there will be no intervention by the Court except in extraordinary circumstances, and no trial setting will be vacated because of information obtained in post-deadline discovery.

7. All dispositive motions shall be filed no later than **November 1, 2024**. The hearing, if any, on dispositive motions will be set by the Court after all responses and replies have been filed.

8. The case is set for trial and jury selection on **January 13, 2025**. The parties should consult Rule CV-16 regarding matters to be filed in advance of trial.

9. All of the parties who have appeared in the action conferred concerning the contents of the proposed scheduling order on January 17, 2024 and the parties have agreed as to its contents.

CERTIFICATE OF SERVICE

I, Monique Alarcon, hereby certify that on this date, February 9, 2024, the foregoing was sent via the Court's filing system to the electronic addressee(s) below:

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